

UNITED STATES DISTRICT COURT
EASTERN DISTRICT OF TEXAS
MARSHALL DIVISION

NETLIST, INC.

Plaintiff,

v.

SAMSUNG ELECTRONICS CO., LTD, et al.

Defendants.

Civil Case No. 2:22-cv-00293-JRG
(Lead Case)

JURY TRIAL DEMANDED

NETLIST, INC.

Plaintiff,

v.

MICRON TECHNOLOGY TEXAS, LLC, et al.

Defendants.

Civil Case No. 2:22-cv-00294-JRG
(Member Case)

JURY TRIAL DEMANDED

JOINT MOTION TO EXTEND DEADLINES

Plaintiff Netlist, Inc. (“Netlist”) and Defendants Samsung Electronics Co., Ltd., Samsung Electronics America, Inc. and Samsung Semiconductor Inc. (collectively “Samsung”) file this joint motion and request that the Court extend the existing briefing deadlines for the following:

Event	Current Deadline	Proposed Deadline
Netlist’s Opp. to Samsung’s Motion to Compel the Deposition of Dr. Jamie Zheng [Dkt. 218]	December 5, 2023	December 7, 2023
Samsung’s Opp. to Netlist’s Motion to Compel Production of Valuation Documents [Dkt. 219]	December 5, 2023	December 7, 2023
Samsung’s Opp. to Netlist’s Motion to Compel Deposition of Joo sun Choi [Dkt. 224]	December 5, 2023	December 7, 2023

Event	Current Deadline	Proposed Deadline
Samsung's Opp. to Netlist's Motion to Preclude Samsung from Introducing Witness Testimony in Support of its License Defense [Dkt. 225]	December 5, 2023	December 7, 2023
Samsung's Opp. to Netlist's Motion to Compel 30(b)(6) Deposition Testimony and Responses from Seungmo Jung [Dkt. 226]	December 5, 2023	December 7, 2023

The parties' current deadline to oppose discovery motions filed on November 20, 2023, is December 5, 2023. The parties have agreed on a two-day extension to accommodate the schedule of the parties' counsel including expert discovery and the Thanksgiving holiday, and to provide additional time for responses.

WHEREFORE, the parties respectfully request that the Court enter an order extending the deadlines as set forth in the table above.

Date: November 27, 2023

Respectfully submitted,

/s/ Daniel A. Tishman

Ruffin B. Cordell
TX Bar No. 04820550
cordell@fr.com
Michael J. McKeon
D.C. Bar No. 459780
mckeon@fr.com
Lauren A. Degnan
D.C. Bar No. 452421
degnan@fr.com
Brian Livedalen
DC Bar No. 1002699
livedalen@fr.com
Daniel A. Tishman
DC Bar No. 1013923
tishman@fr.com
Christopher Dryer
D.C. Bar No. 1022460
dryer@fr.com
Matthew P. Mosteller
CA Bar No. 324808
mosteller@fr.com

FISH & RICHARDSON P.C.
1000 Maine Avenue, SW
Washington, DC 20024
Telephone: (202) 783-5070
Facsimile: (202) 783-2331

Francis J. Albert
CA Bar No. 247741
albert@fr.com
FISH & RICHARDSON P.C.
12860 El Camino Real, Ste. 400
San Diego, CA 92130
Telephone: (858) 678-5070
Facsimile: (858) 678-5099

Katherine H. Reardon
NY Bar No. 5196910
kreardon@fr.com
Jonathan B. Bright
GA Bar No. 256953
FISH & RICHARDSON P.C.
1180 Peachtree St., NE, 21st Floor
Atlanta, GA 30309
Telephone: (404) 892-5005
Facsimile: (404) 892-5002

Kathryn Quisenberry
TX Bar No. 24105639
quisenberry@fr.com
FISH & RICHARDSON P.C.
909 Fannin Street Suite 2100
Houston, TX 77010
Telephone: (713) 654-5300

Thomas H. Reger II
reger@fr.com
Texas Bar No. 24032992
FISH & RICHARDSON P.C.
1717 Main Street, Suite 5000
Dallas, Texas 75201
Telephone: (214) 747-5070
Facsimile: (214) 747-2091

James Huguenin-Love
MN Bar No. 0398706
huguenin-love@fr.com

FISH & RICHARDSON P.C.
60 South 6th Street, Suite 3200
Minneapolis, MN 55402
Telephone: (612) 335-5070
Facsimile: (612) 288-9696

Karolina Jesien
NY Bar No. 4626180
jesien@fr.com
FISH & RICHARDSON P.C.
7 Times Square, 20th Floor
New York, NY 10036
Telephone: (212) 765-5070
Facsimile: (212) 258-2291

Melissa Richards Smith
melissa@gillamsmith.com
GILLAM & SMITH, LLP
303 South Washington Ave.
Marshall, Texas 75670
Telephone: (903) 934-8450
Facsimile: (903) 934-9257

J. Travis Underwood
Texas Bar No. 24102587
travis@gillamsmithlaw.com
GILLAM & SMITH, LLP
102 North College Avenue, Suite 800
Tyler, Texas 75702
Telephone: (903) 934-8450
Facsimile: (903) 934-9257

Brian R. Nester
DC Bar No. 460225
bnester@cov.com
COVINGTON & BURLING LLP
One CityCenter 850 Tenth Street, N
Washington, DC 20001-4956
Telephone: (202)-662-6000

Alice J. Ahn
CA Bar No. 271399/DC Bar No. 1004350
aahn@cov.com
COVINGTON & BURLING LLP
415 Mission Street, Suite 5400
San Francisco, CA 94105

Telephone: (415) 591-7091

Facsimile: (415) 955-6571

Attorneys for Defendants Samsung Electronics Co., Ltd.; Samsung Electronics America, Inc.; and Samsung Semiconductor, Inc.

/s/ Jason G. Sheasby

Jason G. Sheasby (pro hac vice)

jsheasby@irell.com

Annita Zhong, PhD (pro hac vice)

hzhong@irell.com

Thomas C. Werner (pro hac vice)

twerner@irell.com

Yanan Zhao (pro hac vice)

yzhao@irell.com

Michael W. Tezyan (pro hac vice)

mtezyan@irell.com

IRELL & MANELLA LLP

1800 Avenue of the Stars, Suite 900

Los Angeles, CA 90067

Telephone: (310) 277-1010

Facsimile: (310) 203-7199

Samuel F. Baxter

Texas State Bar No. 01938000

sbaxter@mckoolsmith.com

Jennifer L. Truelove

Texas State Bar No. 24012906

jtruelove@mckoolsmith.com

MCKOOL SMITH, P.C.

104 East Houston Street Suite 300

Marshall, TX 75670

Telephone: (903) 923-9000

Facsimile: (903) 923-9099

Attorneys for Plaintiff Netlist, Inc.

CERTIFICATE OF SERVICE

I hereby certify that a true and correct copy of the foregoing document was filed electronically in compliance with Local Rule CV-5 on November 27, 2023. As of this date, all counsel of record have consented to electronic service and are being served with a copy of this document through the Court's CM/ECF system under Local Rule CV-5(a)(3)(A).

/s/ Daniel A. Tishman

CERTIFICATE OF CONFERENCE

Pursuant to Local Rules CV-7(h) and (i), counsel for the parties met and conferred on the issues and all the parties join the motion.

/s/ Daniel A. Tishman